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    Attorneys for Defendant
    Richard West dba Richard West Plastering
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8
                             UNITED STATES DISTRICT COURT
9
                           NORTHERN DISTRICT OF CALIFORNIA
10
                                SAN FRANCISCO DIVISION
11
    BOARD OF TRUSTEES OF THE NORTHERN ) Case No.: C 06 7154 EMC
    CALIFORNIA PLASTERING INDUSTRY
                                            )
12
    PENSION TRUST FUND; BOARD OF
                                              STIPULATION TO CONTINUE CASE
                                            )
    TRUSTEES OF THE PLASTERING
                                              MANAGEMENT CONFERENCE; and
13
    INDUSTRY WELFARE TRUST FUND;
                                              (proposed) ORDER
    BOARD OF TRUSTEES OF THE OPERATIVE )
14
    PLASTERERS LOCAL UNION NO. 66
    SUPPLEMENTAL RETIREMENT BENEFIT
                                            )
15
    FUND; BOARD OF TRUSTEES OF THE
                                              CURRENT CMC DATE:
    OPERATIVE PLASTERSERS LOCAL UNION )
                                              May 2, 2007
16
    NO. 66 JOURNEYMAN AND APPRENTICE
                                            )
    TRAINING TRUST FUND; and BOARD OF
                                            ) PROPOSED CMC DATE:
17
    TUESS OF THE PLASTIERNG INDUSTYR
                                            )
                                              June 27, 2007
    LABOR-MANAGEMENT COOPERATION
                                            )
18
    COMMITTEE TRUST FUND,
19
                Plaintiffs,
          VS.
20
    RICHARD WEST, individually and doing
21
    business as RICK WEST PLASTERING,
22
                Defendant.
23
          Plaintiff Board of Trustees of the Northern California Plastering Industry Trust Fund, etc.
24
    ("Trust Funds") and defendant Richard West dba Rick West Plastering ("Rick West"), by their
25
    respective counsel, hereby stipulate as follows:
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STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE and ORDER.

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1	1.	The parties have been discussing the potential settlement of this matter, and
2		cooperating in obtaining joint checks to pay down the debt. Without limitation as to
3		proving damages at Trial and without admission of liability, the approximate debt in
4		the Complaint of \$62,139.29 has been paid down to \$27,107.91, subject to the audit
		findings referenced in paragraph 2 below.
5	2.	Plaintiff Trust Funds are completing an Audit, to allow plaintiff to revise its total
6		demand. There has been some delay in obtaining the necessary records for the Audit,
7		but it is anticipated that the Audit will be completed within the next couple of weeks.
8	3.	Accordingly, the parties have already agreed with the Early Neutral Evaluator, to
9		continue the ENE Session to May 17, 2007.
10	4.	The parties joint request that the current Case Management Conference be continued
11		to allow this entire process to go forward, and request the Case Management
12	Conference be held on or about June 27, 2007.	
13	Respo	ectfully submitted.
14	Dated:	LAW OFFICES OF MICHAEL L. MAU
15 16		Michael L. Mau, Esq. Attorneys for Defendant
17		Richard West dba Rick West Plastering
18	Dated:	McCARTHY, JOHNSON & MILLER
19		Lori A. Nord, Esq.
20		Attorneys for Plaintiff Board of Trustees of the Northern California Plastering Industry Pension Trust Fund, etc.
21		
22	IT IS SO OR	DERED:
23	Dated:	
24		EDWARD M. CHEN UNITED STATES MAGISTRATE JUDGE
25		

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Apr 20 2007 2:29PM Fax Station: The Mau Law Fir Document 14 Filed 04/25/07 Page 3 of 3 Case 3:06-cv-07154-EMC Apr-20-2007 02:33pm From-MCCARTHY JOHNSON & MILLER +4158822999 P.003/003 The parties have been discussing the potential settlement of this matter, and 1 1. cooperating in obtaining joint checks to pay down the debt. Without limitation as to 2 proving damages at Trial and without admission of liability, the approximate debt in 3 the Complaint of \$62,139.29 has been paid down to \$27,107.91, subject to the audit findings referenced in paragraph 2 below. 5 Plaintiff Trust Funds are completing an Audit, to allow plaintiff to revise its total 2. 6 demand. There has been some delay in obtaining the necessary records for the Audit, but it is anticipated that the Audit will be completed within the next couple of weeks. 7 Accordingly, the parties have already agreed with the Early Neutral Evaluator, to 8 3. continue the ENE Session to May 17, 2007. 9 The parties joint request that the current Case Management Conference be continued 4. 10 to allow this entire process to go forward, and request the Case Management 11 July 11, 2007 at 1:30 p.m. A Joint Conference be held on or about June 27, 2007. Case Management Conference 12 Respectfully submitted. Statement shall be filed by July 3, 13 2007. LAW OFFICES OF MICHAEL L. MAU 14 15 Michael L. Mau, Esq. Attorneys for Defendant 16 Richard West dba Rick West Plastering 17 Dated: 420/07 McCARTHY, JOHNSON & MILLER 18 Lori A. Nord, Esq. 19 Attorneys for Plaintiff 20 Board of Trustees of the Northern California Plastering Industry Pension Trust Fund, etc. 21 IT IS SO ORDERED: 22

ORDERED

ODIFIED

Edward M. Chen

E JUDGE

4/25/07

C: My Documents Varnes Island v. Plasterers Stipulation and Order on CMC.

STIPULATION TO CONTINUE CASE MANA

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Dated: